

TOWN OF ELIZABETHTOWN
Re-Scheduled Meeting
April 7, 2015

The Elizabethtown Town Council met for their re-scheduled meeting on Tuesday, April 7, 2015 at 7pm in the Council Chamber of the Elizabethtown Municipal Building. Those in attendance were Mayor Sylvia Campbell, Mayor Pro Tem Rufus Lloyd, Council Members, Paula Greene, Dr. Darrell Page, Ricky Leinwand and Dicky Glenn. Department Heads present included Police Chief Bobby Kinlaw, Finance Director Jay Leatherman, Fire Chief Nick West, Planning Technician Billie Sue Hall, Public Services Director Pat DeVane and Town Manager Eddie Madden. Absent: Council Member Herman Lewis.

Item #1: Opening and Call to Order

Mayor Campbell called the meeting to order and recognized the Paul R. Brown Leadership Academy Cadets to present the Pledge of Allegiance. The invocation was given by Mayor Pro Tem Rufus Lloyd. Mayor Campbell requested that Agenda Item #3 & #4 be switched and to incorporate into the motion with the agenda and supplemental approval. A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to approve the agenda and supplemental agenda as well as switching agenda items #3 & #4 (Unanimous).

Item #2: Approval of Previous Minutes

Mayor Campbell presented minutes of March 2, 2015 Noon Work Session, March 2, 2015 Regular Meeting, March 2, 2015 Closed Session and March 26, 2015 Budget Retreat. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Ricky Leinwand to approve the minutes as presented (Unanimous).

Item #4: Wendy and Bill Austin of 604 Queen Street-Drainage, Street and Tree Issues on N. Robeson, Queen, and Craig Streets

Mayor Campbell stated that a citizen request was submitted by Wendy and Bill Austin who reside at 604 Queen Street stating that severe drain problems existed on N. Robeson, Queen and Craig Streets. Mayor Campbell recognized Mr. & Mrs. Austin to speak in regards to this matter. Mr. & Mrs. Austin conveyed their concerns for the amount of water that stands in the road on N. Robeson, Queen and Craig Streets as well as the erosion that is taking place. Mayor Campbell advised Mr. & Mrs. Austin that this matter would be referred to Public Services Director Pat DeVane to hopefully reach an amicable decision as it pertains to the problem.

Item #3: Special Use Request-4C Holding, LLC, Case #SU0218157266, located at 404 S. Poplar Street-Demolition of Existing Convenience Store and Construction of New Convenience Store and Restaurant

Mayor Campbell stated that she would recuse herself from this agenda item as there is a conflict of interest involved. A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to recuse

Mayor Campbell from this agenda item (Unanimous).

Mayor Pro Tem Rufus Lloyd opened the public hearing as it pertains to the Special Use request as submitted by 4C Holding, LLC. Mayor Pro Tem Lloyd conveyed to Council Members that this is a Quasi-Judicial Hearing and all those wishing to speak would be sworn in.

Deputy Clerk Sarah Baysden: Do you solemnly swear that the testimony that you are about to give is the truth, the whole truth, so help you God.

Town Manager Eddie Madden: Yes.

Joey Taylor: Yes.

Mr. Madden: This evening we have before you the application from 4C Holding, LLC, this name did change from another name. As I mentioned to you at lunch today, Campbell Oil owns the property located at S. Poplar Street. They intend to demolish a portion of the existing structure, which is currently being used as a Sunoco Gas Station, they intend to replace with a new structure on site which will house a convenience store and restaurant. The site has been cleared, and it is ready for construction. At the March meeting for the Planning Board, evidence was presented which included a site plan, building plans, landscaping, etc, and the Planning Board did approve forwarding to Town Council for their consideration. Mr. Joey Taylor who is employed with Campbell Oil is here and will present documentation and can speak more specifically on this matter.

Mayor Pro Tem Rufus Lloyd: At this time we will call on Mr. Joey Taylor.

Joey Taylor: Good evening and thank you again for allowing me to present. The intentions are to build a structure where we can keep the existing Minuteman station in operation while the new station and restaurant is being constructed. Once the new building is completed, then the existing station will be demolished, leaving the canopy and gas pumps, so that is really the jest of the request. I will try and answer any questions that you might have. There is no change of use that we are aware of.....one other thing that we did do....we are eliminating one of the driveways on Dunham Street, which is closest to the intersection. Currently, there are existing driveways here at the intersection and here at the #1 car wash which has been demolished. We are eliminating this driveway nearest to the intersection and move the station to the back portion of the property, they will be going out and down or coming through the parking lot. This driveway will be closed and allow more stacking room.

Mayor Pro Tem Lloyd: Are there any questions from the Board? Comments? At this time, we will close the hearing and we will consider this matter in another item.

Item #5: Special Use Approval-4C Holding, LLC, Case #SU0218157266, located at 404 S. Poplar Street-Demolition of Existing Convenience Store and Construction of New Convenience Store and Restaurant.

Mayor Pro Tem Rufus Lloyd requested that Council consider this agenda item for approval. A motion was made by Council Member Paula Greene, and seconded by Council Member Ricky Leinwand to approve the Special Use Permit as presented and specifically under Agenda Item #5 in our notebook, that the use will not materially endanger the public health or safety, if located where proposed and developed according to the plan as submitted and approved, that the use meets all required conditions and specifications, that the use will not substantially injure the value of adjoining or abutting property, or that the use is a public necessity; and that the location and character of the use if developed according to the plan is submitted and approved will be in harmony with the area in which it is to be located and in general conformity with the plan of development of Elizabethtown (Unanimous).

Item #6: Resolution #R-2015-06 to Declare Surplus Property-Public Services Department

Mayor Campbell stated that Public Services Director Pat DeVane wishes to dispose of a Stihl Street Saw and Stand and various miscellaneous electronic SCADA parts as surplus. Mayor Campbell requested that Council consider this agenda item for approval. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Darrell Page to approve the Resolution as presented. Copy of Resolution is attached and incorporated herein by reference.

Item #7: Approve Contract with Sage Design for Professional Design Services at Leinwand Park

Mayor Campbell stated that a contract has been submitted by Sage Design for Professional Services at Leinwand Park. A motion was made by Council Member Ricky Leinwand, and seconded by Mayor Pro Tem Rufus Lloyd to approve the contract with Sage Design (Unanimous). Copy of contract is attached and incorporated herein by reference.

Item #8: Facade Grant Application Approval with Yia Yia's

Mayor Campbell stated that a facade grant application was submitted by Ms. Tina Boussias for a facade grant that would include a free-standing sign and awnings she is requesting for her store, Yia Yia's. This grant would cover half the cost up to \$2,000.

A motion was made by Council Member Paula Greene, and seconded by Mayor Pro Tem Rufus Lloyd to approve the facade grant application as presented (Unanimous).

Item #9: Agreement for Airport Safety/Maintenance Projects with NCDOT

Mayor Campbell recognized Town Manager Eddie Madden to present the agreement as presented by NCDOT for the Curtis L. Brown, Jr. Field. Mr. Madden stated that an agreement has been submitted by the NCDOT to the Curtis L. Brown, Jr. Field for Airport Safety/Maintenance Projects. The entire project is being funded by NCDOT and work is scheduled to begin in early April.

A motion was made by Council Member Dicky Glenn, and seconded by Council Member Ricky Leinwand to approve the agreement as submitted by the NCDOT (Unanimous). Copy of agreement is attached and incorporated herein by

reference.

Item #10: Bid Award-Downtown Sewer Collection System Rehabilitation Project with Alternates

Mayor Campbell requested that Council consider the Downtown Sewer Collection System Rehabilitation project and also consider whether to incorporate Base Bid Only or Base Bid and Alternate 1. A motion was made by Council Member Dicky Glenn, and seconded by Council Member Darrell Page to award Base Bid and Alternate 1 for the Downtown Sewer Collection System Rehabilitation Project, subject to LGC Approval, to Columbus Utilities for a total of \$1,152,375.50 (Unanimous). Copy of bid tabulation and recommendation attached and incorporated herein by reference.

Item #11: Tax Releases

Mayor Campbell stated that Tax Clerk Beverly Robinson has submitted the following tax releases for Council's approval, they are as follows:

2014 Velocity Solutions Inc.	0528820
Reason	Not in City Limits
Released Value	\$123,000.0
Personal Property	
Tax Released	\$756.45

Grand Total	\$756.45
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Discoveries	
Glenda's Just Desserts	0538405
Value	\$12,107.00
Personal Property	
Tax Billed	\$74.46

Item # 12: Budget Amendment #2015-05

Mayor Campbell recognized Finance Director Jay Leatherman to present Budget Amendment for April. Mr. Leatherman stated that sewer cost would come from Capital Outlay as it pertains to a new lift station being installed on Walnut Street. Copy of Budget Amendment is attached and incorporated herein by reference.

Expenditures

Sewer-Capital Outlay	\$5,500
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Revenues

Fund Balance	\$5,500
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A motion was made by Council Member Dicky Glenn, and seconded by Council Member Paula Greene to approve Budget Amendment as presented (Unanimous). Copy attached and incorporated herein by reference.

Item #13: Monthly Financial Report

Mayor Campbell recognized Finance Director Jay Leatherman to present the financial report for the General Fund and Sewer Fund for April. A motion was made by Council Member Ricky Leinwand, and seconded by Council Member Darrell Page to approve the monthly financial report for April (Unanimous). Copy attached and incorporated herein by reference.

Item #14: "Briefly"

Mayor Campbell recognized Town Manager Eddie Madden to present upcoming events.

-Mr. Madden stated that the 8k Trail Run and Walk event is scheduled at Brown's Creek Bicycle Park on Saturday, April 18th at 8:30 am. The event is sponsored by the Elizabethtown Rotary Club and benefits the Wounded Warrior Project.

-Dixie Youth Baseball opening ceremony is scheduled for Saturday, April 18th at 10:30 am at Leinwand Park.

-Ribbon Cutting Dinner event for the Coastal Crescent Trail, April 7th at 5:45 pm at White Lake Town Hall.

-Mr. Madden stated that he would be presenting in a conference in Raleigh on April 27th & 28th, the Successes of Elizabethtown.

-The NCLM is sponsoring a "League Listening and Visioning Tour". Council Members are invited to attend.

-The Elizabethtown Police Department will host a "Kids Appreciation Day" on Saturday, April 25th behind Town Hall.

-Mr. Madden stated that bids would be accepted for Soccer Field work behind Town Hall. These bids are being accepted on April 7th at 2pm.

Item #15: Open Forum

Mayor Campbell opened the meeting for anyone wishing to speak during open forum; however, no one spoke.

Mayor Campbell asked if there was further business, but none was noted.

Sylvia Campbell, Mayor

ATTEST:

Sarah L. Baysden, Deputy Town Clerk